

CALENDAR ITEM
C42

A 16

08/24/06
PRC 7677 WP 7677.9
D. Oetzel

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DREDGING LEASE

APPLICANT:

Schnitzer Steel
1101 Embarcadero West
Oakland, CA 94607

AREA, LAND TYPE, AND LOCATION:

Legislatively granted sovereign lands with minerals reserved to the State;
located in Oakland Inner Harbor, city of Oakland, Alameda County.

AUTHORIZED USE:

Dredge a maximum of 15,000 cubic yards of material annually over ten
years to maintain a navigable depth. Dredged material will be disposed at
the U.S. Army Corps of Engineers designated disposal site SF-11
(Alcatraz). Dredged material may not be sold.

LEASE TERM:

Ten years, beginning August 25, 2006.

CONSIDERATION:

No monetary consideration will be charged as the project will result in a
public benefit. The dredged material will not be sold.

OTHER PERTINENT INFORMATION:

1. On June 19, 1998, the Commission approved the issuance of a
dredging lease to Schnitzer Steel. That lease expired
June 30, 2003 and the Applicant has submitted an application to
conduct maintenance dredging.
2. Maintenance dredging is to be performed at the berth area of the
Schnitzer Steel wharf. The project is proposed to enhance and
maintain the navigability at the wharf.

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3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations to Land; Title 2, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905 (d)(4).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

U.S. Army Corps of Engineers and the San Francisco Bay Conservation and Development Commission

FURTHER APPROVALS REQUIRED:

Regional Water Quality Control Board

EXHIBIT:

A. Location and Site Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATIONS TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(d)(4).

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SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE ISSUANCE OF A DREDGING LEASE TO SCHNITZER STEEL, BEGINNING AUGUST 25, 2006 AND EXTENDING THROUGH AUGUST 24, 2016, FOR DREDGING A MAXIMUM OF 15,000 CUBIC YARDS OF MATERIAL ANNUALLY FROM THE OAKLAND INNER HARBOR AT THE SCHNITZER STEEL WHARF AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF. DREDGED MATERIALS WILL BE DISPOSED AT THE U.S. ARMY CORPS OF ENGINEERS DESIGNATED DISPOSAL SITE SF-11 (ALCATRAZ). SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE, AND LOCAL GOVERNMENTS. NO MONETARY CONSIDERATION WILL BE CHARGED AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT. THE DREDGED MATERIAL WILL NOT BE SOLD.

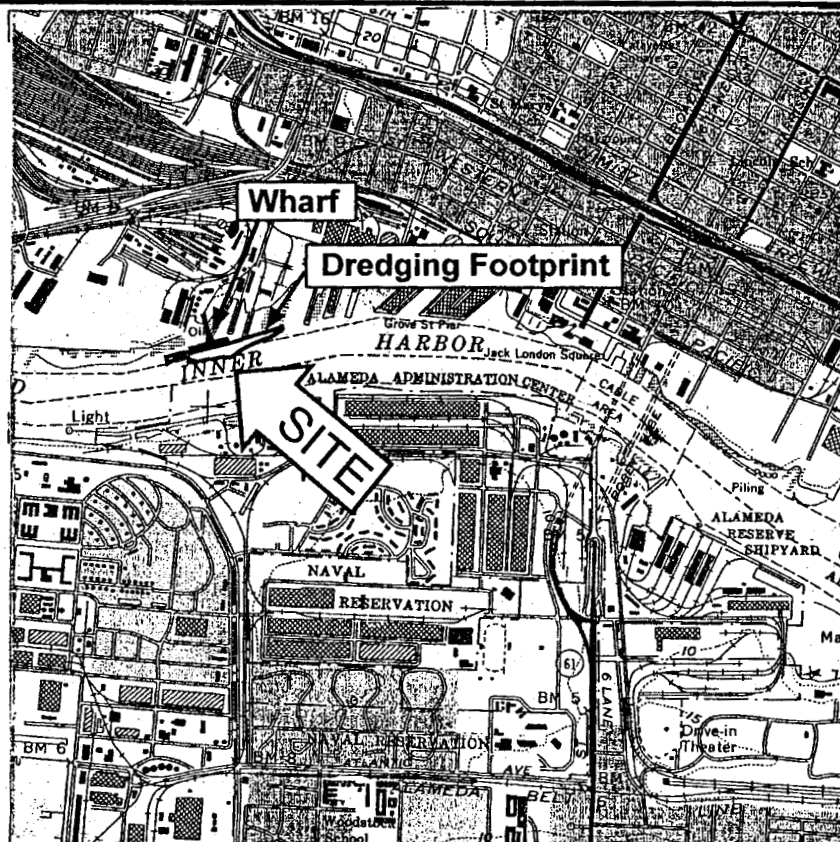
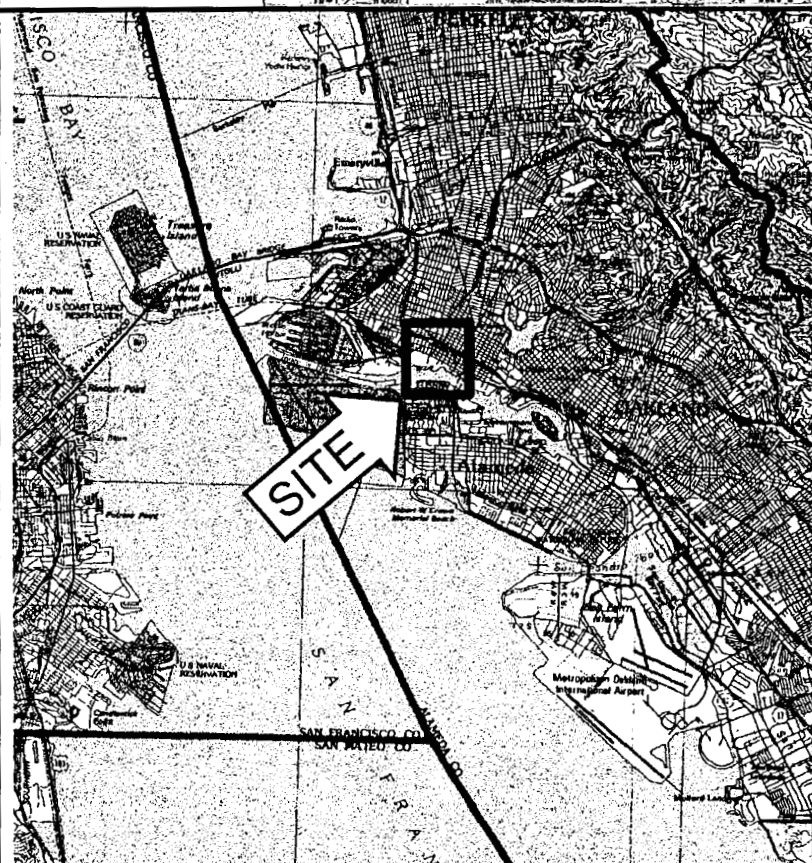


EXHIBIT "A" WP 7677



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.